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1617

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application No.:	09/382,708
Filing Date:	August 24, 1999
First Named Inventor:	KIM et al.
Confirmation No.:	5548
Group Art Unit:	1617
Examiner:	S. WANG
Docket No.:	PF ++48322

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.**

**NOTE:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. §1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. §116 previously filed on \_\_\_\_\_.  
*(Any unentered amendment(s) referred to above will be entered.)*
  - ii.  Consider the arguments in the Appeal Brief and/or Reply Brief previously filed on \_\_\_\_\_.
  - iii.  Other \_\_\_\_\_.
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other Submission

The PTO did not receive the following listed item(s). Check for \$790.00

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of —/— months. *(Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. §1.17(i) required)*
- b.  Other \_\_\_\_\_.

**3. Fees** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, or credit any overpayments, to Deposit Account No. 11.0345.
- b.  Check in the amount of \$790.00 enclosed to cover the following fees:
  - i.  RCE fee required under 37 C.F.R. §1.17(e)
  - ii.  Extension of time fee (37 C.F.R. §§1.136 and 1.17)
  - iii.  Suspension of action fee (37 C.F.R. §§1.103 and 1.17(i))
  - iv.  Other \_\_\_\_\_.
- c.  Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME (PRINT/TYPE)	Daniel S. Kim	REGISTRATION NO.:	51877
SIGNATURE		DATE:	November 17, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

NAME (PRINT/TYPE)	Sabine Berg	DATE:	November 17, 2004
SIGNATURE			

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

OF: KIM ET AL.

SERIAL No. 09/382,708

FILED: AUGUST 24, 1999

FOR: COSMETIC COMPOSITION



MAIL STOP: RCE

CONFIRMATION NO.: 5584

GROUP ART UNIT: 1617

EXAMINER: SHENGJUN WANG

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on: November 17, 2004

Date of Deposit Sabine Berg

Person Making Deposit *Sabine Berg*

Signature *Sabine Berg*

Date of Signature November 17, 2004

Honorable Commissioner  
for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PRELIMINARY REMARKS

Sir:

This is a Request for Continued Examination pursuant to 37 C.F.R. §1.114 which is filed in response to the Notice of Allowance dated September 10, 2004. For further prosecution, kindly enter and consider the following preliminary remarks and the attached Information Disclosure Statement:

Claims 1, 6, 7, 9 and 11 to 16 which are currently pending in the application stand allowed. Continued examination of the application is respectfully solicited to have the supplemental art cited in the attached Information Disclosure Statement entered and considered by the Examiner. Favorable action is solicited.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit

Serial No. 09/382,708

KIM et al.

PF 0000049322

Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,  
KEIL & WEINKAUF



Daniel S. Kim  
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Encl.: Supplemental Information Disclosure Statement

HBK/BAS